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6 UNITED STATES DISTRICT COURT  
7 DISTRICT OF NEVADA

8 Case # 3:17-cv-00587-MMD-VPC

9 Elizabeth Baker,

10 Plaintiff(s),

11 vs.

12 Apttus Corporation,

13 Defendant(s).  
14

VERIFIED PETITION FOR  
PERMISSION TO PRACTICE  
IN THIS CASE ONLY BY  
ATTORNEY NOT ADMITTED  
TO THE BAR OF THIS COURT  
AND DESIGNATION OF  
LOCAL COUNSEL

FILING FEE IS \$250.00

15  
16 David K. Montgomery, Petitioner, respectfully represents to the Court:  
17 (name of petitioner)

18 1. That Petitioner is an attorney at law and a member of the law firm of

19 Jackson Lewis P.C.

(firm name)

20 with offices at PNC Center 26th Floor, 201 E. Fifth Street,

(street address)

21 Cincinnati,

(city)

Ohio,

(state)

45202,

(zip code)

22 (513) 322-5032,

(area code + telephone number)

david.montgomery@jacksonlewis.com.

(Email address)

23  
24 2. That Petitioner has been retained personally or as a member of the law firm by

25 Apttus Corporation

[client(s)]

to provide legal representation in connection with

26  
27 the above-entitled case now pending before this Court.  
28

3. That since November 7, 1988, Petitioner has been and presently is a  
(date)  
member in good standing of the bar of the highest Court of the State of Ohio  
(state)  
where Petitioner regularly practices law. Petitioner shall attach a certificate from the state bar or  
from the clerk of the supreme court or highest admitting court of each state, territory, or insular  
possession of the United States in which the applicant has been admitted to practice law certifying  
the applicant's membership therein is in good standing.

4. That Petitioner was admitted to practice before the following United States District Courts, United States Circuit Courts of Appeal, the Supreme Court of the United States and Courts of other States on the dates indicated for each, and that Petitioner is presently a member in good standing of the bars of said Courts.

Court	Date Admitted	Bar Number
Ohio	November 7, 1988	0040276
Georgia	April 19, 1985	517175
California	December 10, 1985	120066

5. That there are or have been no disciplinary proceedings instituted against petitioner, nor any suspension of any license, certificate or privilege to appear before any judicial, regulatory or administrative body, or any resignation or termination in order to avoid disciplinary or disbarment proceedings, except as described in detail below:

None.

1           6.     That Petitioner has never been denied admission to the State Bar of Nevada. (Give  
2 particulars if ever denied admission):

3 None.  
4  
5

6           7.     That Petitioner is a member of good standing in the following Bar Associations.

7 The Supreme Court of Ohio  
8 The Supreme Court of Georgia  
9 The Supreme Court of California

10           8.     Petitioner has filed application(s) to appear as counsel under Local Rule IA 11-2  
11 (formerly LR IA 10-2) during the past three (3) years in the following matters: (State "none" if no applications.)

Date of Application	Cause	Title of Court Administrative Body or Arbitrator	Was Application Granted or Denied
7/18/2016	1:15-CV-000206	USDC SD Indiana	Granted
10/20/2106	1:16-CV-03065	USDC Minnesota	Granted
11/21/2016	1:16-CV-846	Commonwealth of KY	Granted
11/29/2016	1:16-CV-2531	USDC SD Indiana	Granted
12/27/2017	1:17-CV-02504-KMT	District of Colorado	Granted

19 (If necessary, please attach a statement of additional applications)

20           9.     Petitioner consents to the jurisdiction of the courts and disciplinary boards of the  
21 State of Nevada with respect to the law of this state governing the conduct of attorneys to the same  
22 extent as a member of the State Bar of Nevada.

23           10.    Petitioner agrees to comply with the standards of professional conduct required of  
24 the members of the bar of this court.

25           11.    Petitioner has disclosed in writing to the client that the applicant is not admitted to  
26 practice in this jurisdiction and that the client has consented to such representation.

1 That Petitioner respectfully prays that Petitioner be admitted to practice before this Court  
2 FOR THE PURPOSES OF THIS CASE ONLY.

3  
4 STATE OF Ohio }  
5 COUNTY OF Hamilton }

[Signature]  
Petitioner's signature

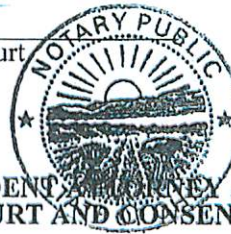
7 David K. Montgomery, Petitioner, being first duly sworn, deposes and says:  
8 That the foregoing statements are true.

[Signature]  
Petitioner's signature

10 Subscribed and sworn to before me this

11 19<sup>th</sup> day of January, 2018.

12  
13 [Signature]  
Notary Public or Clerk of Court



JENNIFER SCOTT  
Notary Public, State of Ohio  
My Commission Expires  
August 3, 2019

16 **DESIGNATION OF RESIDENT COUNSEL AND CONSENT THERETO.**  
17

18 Pursuant to the requirements of the Local Rules of Practice for this Court, the Petitioner  
19 believes it to be in the best interests of the client(s) to designate Lisa A. McClane,  
(name of local counsel)  
20 Attorney at Law, member of the State of Nevada and previously admitted to practice before the  
21 above-entitled Court as associate resident counsel in this action. The address and email address of  
22 said designated Nevada counsel is:

23 3800 Howard Hughes Parkway, Suite 600,  
(street address)

24 Las Vegas, Nevada, 89169,  
(city) (state) (zip code)

25 (702) 921-2460, lisa.mcclane@jacksonlewis.com,  
(area code + telephone number) (Email address)

1 By this designation the petitioner and undersigned party(ies) agree that this designation constitutes  
2 agreement and authorization for the designated resident admitted counsel to sign stipulations  
3 binding on all of us.

4  
5 **APPOINTMENT OF DESIGNATED RESIDENT NEVADA COUNSEL**

6  
7 The undersigned party(ies) appoint(s) Lisa A. McClane as  
8 (name of local counsel)  
his/her/their Designated Resident Nevada Counsel in this case.

9  
10   
11 (party's signature)


12 Margo Smith, EVP and Chief Legal Officer  
13 (type or print party name, title)

14 (party's signature)

15 (type or print party name, title)

16  
17 **CONSENT OF DESIGNEE**

18 The undersigned hereby consents to serve as associate resident Nevada counsel in this case.

19  
20   
Designated Resident Nevada Counsel's signature

21 10139  
22 Bar number

lisa.mcclane@jacksonlewis.com  
Email address

23 APPROVED:

24 Dated: this 23rd day of January, 20 18.

25   
26 UNITED STATES DISTRICT JUDGE  
27

# The Supreme Court of Ohio

## C E R T I F I C A T E

I, GINA WHITE PALMER, Director of the Attorney Services Division of the Supreme Court of Ohio, do hereby certify that I am the custodian of the records of the Office of Attorney Services of the Supreme Court and that the Attorney Services Division is responsible for reviewing Court records to determine the status of Ohio attorneys. I further certify that, having fulfilled all of the requirements for admission to the practice of law in Ohio,

David Kirsten Montgomery

was admitted to the practice of law in Ohio on November 7, 1988; has registered as an active attorney pursuant to the Supreme Court Rules for the Government of the Bar of Ohio; is in good standing with the Supreme Court of Ohio; and is entitled to practice law in this state.

IN TESTIMONY WHEREOF, I have subscribed my name and affixed the seal of the Supreme Court, this 12th day of January, 2018.

GINA WHITE PALMER  
*Director, Attorney Services Division*

*Lei Moore*  
Lei Moore  
*Administrative Assistant*





Supreme Court  
State of Georgia

STATE JUDICIAL BUILDING

Atlanta 30334

P. HARRIS HINES, CHIEF JUSTICE  
HAROLD D. MELTON, PRESIDING JUSTICE  
ROBERT BENHAM  
CAROL W. HUNSTEIN  
DAVID E. NAHMIAS  
KEITH R. BLACKWELL  
MICHAEL P. BOGGS  
NELS S.D. PETERSON  
BRITT C. GRANT  
JUSTICES

THÉRÈSE S. BARNES, CLERK/COURT EXECUTIVE  
JEAN RUSKELL, REPORTER

January 11, 2018

I hereby certify that David K. Montgomery, Esq., was admitted on the 19<sup>th</sup> day of April, 1985, as a member of the bar of the Supreme Court of Georgia, the highest court of this State; and, since that date he has been and is now a member of this bar in good standing, as appears from the records and files in this office.



Witness my signature and the seal of this Court  
hereto affixed the day and year first above written.

*Thérèse S. Barnes*, Clerk



# THE STATE BAR OF CALIFORNIA

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1617

TELEPHONE: 888-800-3400

## CERTIFICATE OF STANDING

January 12, 2018

### TO WHOM IT MAY CONCERN:

This is to certify that according to the records of the State Bar, DAVID K. MONTGOMERY, #120066 was admitted to the practice of law in this state by the Supreme Court of California on December 10, 1985; and has been since that date, and is at date hereof, an ACTIVE member of the State Bar of California; and that no recommendation for discipline for professional or other misconduct has ever been made by the Board of Trustees or a Disciplinary Board to the Supreme Court of the State of California.

THE STATE BAR OF CALIFORNIA

Louise Turner  
Custodian of Membership Records